

**UNITED STATES DISTRICT COURT**  
**Northern District of California**

Jones,

08-00938 JL

Plaintiff(s),

**NOTICE RE: NONCOMPLIANCE  
WITH COURT ORDER**

v.

Foresight Management Services LLC.,

Defendant(s).

The parties have failed to file an ADR Certification and either a Stipulation and [Proposed] Order Selecting an ADR Process or a Notice of Need for ADR Phone Conference as required by the Initial Case Management Scheduling Order. Counsel shall Meet and Confer forthwith in an attempt to agree on an ADR process for this matter. Thereafter, counsel, on behalf of themselves and each party, promptly shall file an **ADR Certification** and either 1) a **Stipulation and [Proposed] Order Selecting ADR Process**, or 2) a **Notice of Need for ADR Phone Conference** (Civil L.R. 16-8(b), ADR L. R. 3-5(b) Civil L.R. 16-8(c), ADR L. R. 3-5(c), (d)). (These forms are available at [www.adr.cand.uscourts.gov](http://www.adr.cand.uscourts.gov).)

Further, in accordance with ADR L.R. 3-5(e) counsel shall concurrently provide a copy of all documents filed pursuant to this notice directly to the ADR Unit either by fax (415-522-4112), hand delivery (ADR Program, USDC, Northern District of California,

1 450 Golden Gate Avenue, 16<sup>th</sup> Floor, San Francisco, California), or by PDF attachment  
2 to an e-mail directed to [adr@cand.uscourts.gov](mailto:adr@cand.uscourts.gov).

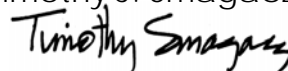
3  
4 It is the responsibility of counsel to schedule an ADR Phone Conference, if  
5 required, to occur before the Case Management Conference.

6  
7  
8 Dated: May 9, 2008

9 RICHARD W. WIEKING

Clerk

10 by: Timothy J. Smagacz

11 

12 ADR Administrative Assistant

415-522-4205

13 Tim\_Smagacz@cand.uscourts.gov

## PROOF OF SERVICE

Case Name: Jones v. Foresight Management Services LLC.

Case Number: 08-00938 JL

I declare that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California. I am over the age of eighteen (18) years and not a party to the action. My business address is:

ADR Program  
United States District Court  
Northern District of California  
450 Golden Gate Avenue Floor 16  
San Francisco, CA 94102

On May 9, 2008, I served a true and correct copy of:

### **Notice Re: Noncompliance With Court Order**

[X] electronically, I caused said documents to be transmitted using ECF as specified by General Order No. 45 to the following parties:

Alan Dale Harris  
Harris & Ruble  
5455 Wilshire Boulevard  
Suite 1800  
Los Angeles, CA 90036  
law@harrisandruble.com

David Sohn Zelenski  
Harris and Ruble  
5455 Wilshire Blvd Ste 1800  
Los Angeles, CA 90036-4201

Robert Malcolm Pattison  
Jackson Lewis LLP  
199 Fremont Street  
10th Floor  
San Francisco, CA 94105  
pattisonr@jacksonlewis.com

Anne Leinfelder  
Yaron & Associates

601 California Street  
21st Floor  
San Francisco, CA 94108  
aleinfelder@yaronlaw.com

[ ] by Facsimile, I caused said documents to be transmitted to the following parties by fax machine:

[ ] by U. S. Mail, I placed a true copy in a sealed envelope with postage fully prepaid in the United States Post Office Mail Box in San Francisco, California, addressed as follows:

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on May 9, 2008 in San Francisco, California.

RICHARD W. WIEKING

Clerk

by: Timothy J. Smagacz

A handwritten signature in black ink that reads "Timothy Smagacz". The signature is written in a cursive style with a horizontal line underneath the name.

ADR Administrative Assistant

415-522-4205

Tim\_Smagacz@cand.uscourts.gov